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CLERK U.S. DISTRICT COURT
DISTRICT OF ARIZONA

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CR-22-2653-TUC-JGZ(LCK)

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA

United States of America,

Plaintiff,

vs.

1. [REDACTED]
2. Jose Bacasegua-Barriga,
3. [REDACTED]
4. Marco Olguin-Torres,
5. Pedro Perez-Trujillo,

Defendants.

INDICTMENT

Violation: 18 U.S.C. § 554
18 U.S.C. § 371
(Conspiracy to Smuggle Goods
From the United States)
Count 1

Forfeiture Allegation

(UNDER SEAL)

THE GRAND JURY CHARGES:

COUNT 1

From a date unknown until on or about November 10, 2022, in the District of
Arizona and elsewhere, [REDACTED] JOSE BACASEGUA-
BARRIGA, [REDACTED] MARCO OLGUIN-TORRES, and
PEDRO PEREZ-TRUJILLO, defendant herein, and co-conspirators not charged herein,
did knowingly and intentionally, combine, conspire, confederate and agree with each other
and with others, both known and unknown to the grand jury, to knowingly export and send

1 from the United States, any merchandise, object, or article contrary to any law or regulation
 2 of the United States, and to receive, conceal, buy, sell, and in any way facilitate the
 3 transportation, concealment, and sale of such merchandise, article, or object, knowing the
 4 same to be intended for exportation contrary to any law or regulation of the United States;
 5 in violation of Title 18, United States Code, Section 554(a).

6 PURPOSE OF THE CONSPIRACY

7 The purpose of this conspiracy was to commit, and assist in the commission of, the
 8 unlawful smuggling of firearms, ammunition, and other objects from the United States into
 9 the Republic of Mexico. The firearms, ammunition, and other objects smuggled or
 10 intended to be smuggled in the course of this conspiracy include:

- 11 • one Hekler and Koch MP5 .22 caliber rifle, serial number HR011030
- 12 • six Century Arms 7.62x39mm rifles, serial numbers RAS47006473,
 13 SV7098025, RAS47026243, SV7099247, BFT47004973, and SV7119358
- 14 • one DPMS Anvil 7.62x39mm rifle, serial number AV4702287
- 15 • two Riley Defense Inc. 7.62x39mm rifles, serial numbers B44771 and B42608
- 16 • three Magpul 30-round magazines
- 17 • four US Palm 30-round magazines
- 18 • one ProMag Industries 30-round magazine
- 19 • one Walther Arms Inc. 25-round magazine
- 20 • 25 Rounds of Aguila .22 caliber ammunition

21 MEANS AND MANNER OF THE CONSPIRACY

22 The means and methods employed by the Defendants and their co-conspirators to
 23 carry out the conspiracy and effect its unlawful objects are as follows:

24 It was part of the conspiracy that certain Defendants and/or their co-conspirators
 25 would purchase firearms, ammunition, and other objects in the District of Arizona and
 26 elsewhere.
 27
 28

1 It was further part of the conspiracy that the Defendants and/or their co-conspirators
2 who purchased the firearms, ammunition, and other objects made the purchase on behalf
3 of other co-conspirators.

4 It was further part of the conspiracy that Defendants and/or their co-conspirators
5 would provide the funds and directions to the purchasing Defendants and/or their co-
6 conspirators to purchase firearms, ammunition, and other objects involved in the
7 conspiracy.

8 It was further part of the conspiracy that Defendants and/or their co-conspirators
9 would provide the funds, instructions, and means of transportation and concealment to
10 facilitate the purchase of these firearms, ammunition, and other objects.

11 It was further part of the conspiracy that the Defendants and/or their co-conspirators
12 would transport these firearms, ammunition, and other objects within the District of
13 Arizona with the knowledge that the firearms and ammunition were intended to ultimately
14 be transported from the United States into the Republic of Mexico, and/or transport the
15 firearms and ammunition from the United States into the Republic of Mexico.

16 It was further part of the conspiracy that the Defendants and/or their co-conspirators
17 did not have a valid license or other authority to export the firearms and ammunition from
18 the United States into the Republic of Mexico.

19 OVERT ACTS

20 In furtherance of the conspiracy, one or more of the Defendants and/or their co-
21 conspirators committed and caused to be committed the following overt acts:

22 a. On or about April 28, 2022, [REDACTED]
23 retrieved money from JOSE BACASEGUA-BARRIGA for the purchase of firearms.

24 b. On or about May 6, 2022, [REDACTED] contacted
25 JOSE BACASEGUA-BARRIGA to arrange for the storage of firearms in the Phoenix area
26 so they could be later transported to Mexico.

1 c. On or about May 10, 2022, [REDACTED]
2 contacted JOSE BACASEGUA-BARRIGA to determine the location of firearms in the
3 Phoenix area so they could later be transported to Mexico.

4 d. On or about May 10, 2022, [REDACTED]
5 contacted PEDRO PEREZ-TRUJILLO to coordinate the pickup of guns from PEDRO
6 PEREZ-TRUJILLO in the Phoenix area so they could be later transported to Mexico.

7 e. On or about May 11, 2022, [REDACTED] contacted
8 [REDACTED] to coordinate a pick-up of firearms from JOSE
9 BACASEGUA-BARRIGA in the Phoenix, Arizona area.

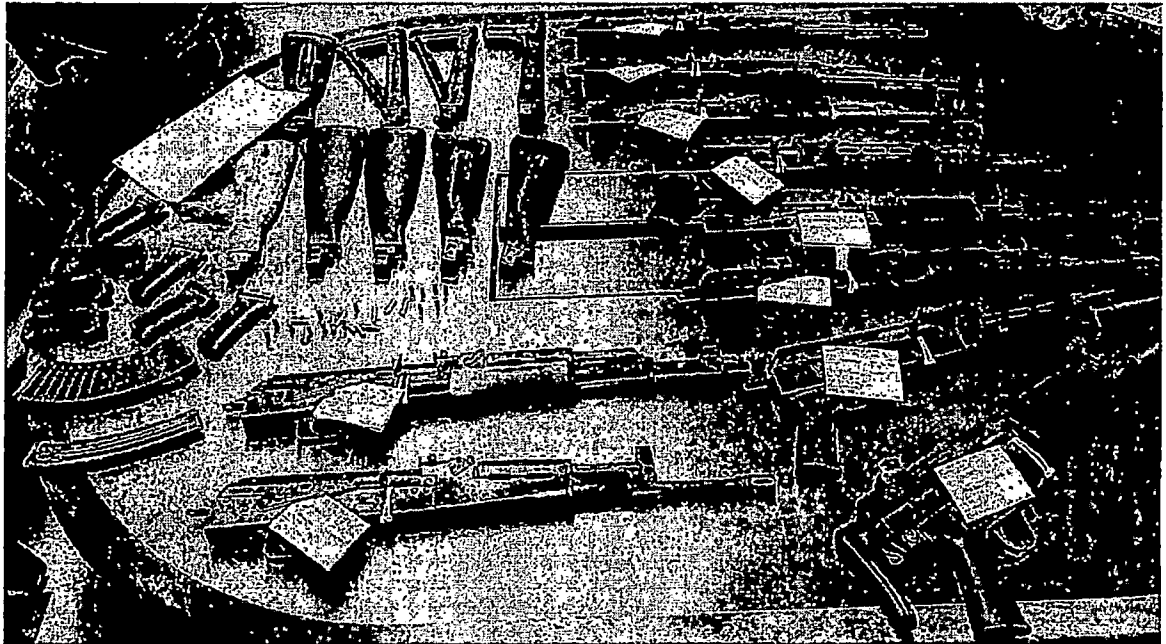
10 f. On or about March 11, 2022, MARCO OLGUIN-TORRES contacted JOSE
11 BACASEGUA-BARRIGA to coordinate the delivery of a firearm to JOSE
12 BACASEGUA-BARRIGA's residence in Phoenix, Arizona so JOSE BACASEGUA-
13 BARRIGA could arrange for the firearm to be further transported to MARCO OLGUIN-
14 TORRES in Mexico.

15 g. On May 14, 2022, [REDACTED] met with juvenile
16 A.B.S. in Mesa, Arizona and provided him with several guns, magazines, and ammunition
17 to be smuggled in Mexico.

18 h. On May 14, 2022, juvenile A.B.S. attempted to exit the United States from
19 Mexico with the following items concealed in his vehicle:

- 20 • one Hekler and Koch MP5 .22 caliber rifle, serial number HR011030
- 21 • six Century Arms 7.62x39mm rifles, serial numbers RAS47006473,
22 SV7098025, RAS47026243, SV7099247, BFT47004973, and SV7119358
- 23 • one DPMS Anvil 7.62x39mm rifle, serial number AV4702287
- 24 • two Riley Defense Inc. 7.62x39mm rifles, serial numbers B44771 and B42608
- 25 • three Magpul 30-round magazines
- 26 • four US Palm 30-round magazines
- 27 • one ProMag Industries 30-round magazine
- 28 • one Walther Arms Inc. 25-round magazine

- 25 Rounds of Aguila .22 caliber ammunition



All in violation of Title 18, United States Code, Section 371.

A TRUE BILL

/s/

Presiding Juror

GARY M. RESTAINO
United States Attorney
District of Arizona

Redacted for public
disclosure

/s/

Assistant U.S. Attorney

Dated: December 8, 2022